attempted to enter or obtained entry to the United States by a willfully false or misleading representation or the willful concealment of a material fact; in violation of Title 8, United States Code, Section 1325, a misdemeanor.

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CJB:kmm:San Diego 2/28/08

Count 2

On or about February 11, 2008, within the Southern District of California, defendant OMAR ALEXSAN CHIA-OCHOA, being an alien, unlawfully entered or attempted to enter the United States at a time and place other than as designated by immigration officers, and eluded examination and inspection by immigration officers, and attempted to enter or obtained entry to the United States by a willfully false or misleading representation or the willful concealment of a material fact and previously committed the offense of illegal entry, as alleged in Count 1; all in violation of Title 8, United States Code, Section 1325, a felony.

DATED: 311 08.

WAREN P HEWITT United States Actorney

CARLA J. BRESSLER Assistant U.S.

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